

Article - Health - General

[\[Previous\]](#)[\[Next\]](#)

§22-504.

(a) Notwithstanding the provisions of the Administrative Procedure Act, if the Secretary believes that a toy or other article presents an imminent electrical, mechanical, or thermal hazard to the public health and that proper labeling cannot correct the hazard, the Secretary shall issue a temporary rule or regulation, effective immediately, that:

(1) Declares the toy or other article to be a banned hazardous material; and

(2) Requires its immediate removal from commerce.

(b) Immediately after the Secretary issues a temporary rule or regulation under subsection (a) of this section, the Secretary shall:

(1) Give notice of and hold a hearing on the temporary rule or regulation; and

(2) As promptly as possible, complete proceedings under § 22-502 of this subtitle for adoption of the rule or regulation.

(c) The Secretary shall give notice and hold the hearing in accordance with the Administrative Procedure Act.

[\[Previous\]](#)[\[Next\]](#)